

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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ISMAEL GENAO,

USDC SDNY
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DATE FILED: <u>4/2/09</u>

Plaintiff,

05 Civ. 3050 (RPP)

- against -

UNITED STATES OF AMERICA,

Defendant.

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ORDER

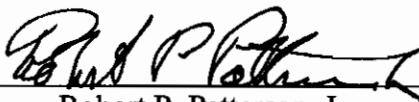
ROBERT P. PATTERSON, JR., U.S.D.J.

The government is to respond to Plaintiff's response to the government's motion to dismiss by April 8, 2009 and to answer specifically:

- 1) Whether QNY 31, QNY 33 and QNY 34 are the CDs containing the ghost image files contained in Items #5, #6, #7 and #8 and are contraband.
- 2) Whether the government agrees that the Item #1 computer, but not the two hard drives contained in it, can be returned to Plaintiff.
- 3) Whether the FBI agrees to mail the non-contraband items that Plaintiff requests to a person and at an address to be designated by Plaintiff.

SO ORDERED.

Dated: New York, New York
April 2, 2009


Robert P. Patterson, Jr.
U.S.D.J.

Copy of this Order sent to:

Pro se Plaintiff

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